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DECLARATION IN LIEU OF OATH (37 C.F.R. § 1.68)

I, the undersigned, R. Lee Miller of Monterey, in the County of Monterey, State of California am the sole inventor of a new and useful IMPROVED GOLF CLUB GRIP (Application Nr. 10/783,011) and am the President and CEO of FEEL GOLF COMPANY, Inc. which is the assignee of all rights, title and interest in and to said invention, design, application, and Letters Patent to issue thereon, said assignation having been duly recorded by the Assignment Division of the United States Patent and Trademark Office on February 23, 2004 on Reel 015014/Frame 0761.

I, R. LEE MILLER, make the following declaration in lieu of oath pursuant to 37 C.F.R. § 1.68. The IMPROVED GOLF CLUB GRIP disclosed by Application Nr. 10/783,011 (hereinafter, the "Grip") has attained **significant commercial** success as evidenced by customer satisfaction with the Grip. I am convinced that this **commercial success** and the significant customer satisfaction are due to the innovative features of the grip: the combination of the reverse taper and the reminder rib. These features were combined to give the golfer better control of his swing and thereby reduce or eliminate the tendency to "slice" the ball. This combination increases the moment of inertia (MOI) imparted to the golf club head. The combination increases gripping stability which reduces twisting of

the golf club head resulting in greater accuracy and distance. Further, a reverse taper grip without the rib or a rib on other than a reverse taper grip would not enhance performance to the extent realized by combining the two features.

I further believe that the following comments from satisfied customers substantiate my belief as to the **commercial success** of the Grip:

Kevin Wigginton: “Needless to say, I’m impressed to date with these grips and I hope to get out and see what they’re like on the course. Thanks for making such an innovative product ...”

CDR D.C. “Stinger” Hastings, USN (ret.): “I am absolutely convinced that these grips, in addition to the primary purpose of preventing or curing the dreaded slice, will be of inestimable value to more “experienced” golfers who battle arthritis...”

Royston Le Grice: “I do not understand swing mechanics or the technical aspects of the game of golf. I...play golf because I enjoy it and the Full Release Grip (the Grip) increased my enjoyment more than any other single piece of golf equipment I have ever tried.”

Bob Rogers- PGA Member: “I gripped my entire set and am hitting the ball more consistently than before and have even picked up about half a club on my irons and I’m hitting it about 12 yards further off the tee. Thank you for making such a new and good product.”

Charles T. Brown – CAPT. USN (ret): “Well let me tell you I have never been more satisfied with this product and these grips are just what you said they were. I hit the ball straighter, longer, and more consistently than I have ever done before.”

Andy Heffner, Heffner Golf Group (talking about his conversation with PGA member **Zac Malone**) – he is a true believer in the Full Release technology and often suggested these grips for his own customers of a competing club manufacturer.”

Andy Heffner, Heffner Golf Group (talking about his conversations with various customers he encountered at the Florida Golf Expo) –

(1) “Man of 55 years with mild Parkinson’s Disease...had been unable to control ball flight, direction...until he tried the Full Release Grip...straight as an arrow, with added yardage.

(2) “Gentleman of 70+ years...first ball off the tee was perfectly straight and relatively far...hadn’t hit a ball like that since the sixties.”

(3) “Many golfers tried the grips with their golfing buddies...again, for someone that ‘sprays’ the ball around the course, this game improvement device works, and in most cases, immediately.”

I have attached copies of the E-mail correspondence that substantiates these comments from these satisfied customers.

The foregoing statements represent only a small sample of the many comments that I have received from many satisfied customers who were willing to provide written comments regarding their experience with the Grip. Some, like the PGA professionals, make it their business to know what equipment innovations are on the market because their livelihoods depend upon taking advantage of improvements that will enhance their game and make them more competitive. Others, like the recreational golfers, know what improvements work for them where other “innovations” have failed. All of these customers realize that the Grip is something innovative and that it is something that has definitely improved their

game. I feel that they are attesting to the unique aspect of the Grip: the combination of the reverse taper and the reminder rib.


These customer testimonials are all the more impressive when viewed in light of the fact that the Grip retails for US \$9.95 as compared to other grips which retail for a fraction of the cost of the Grip. Customers realize that there's something innovative and unique about the Grip and they're willing to pay the extra cost for that innovation and uniqueness. I have enclosed catalogue listings to substantiate this price differential.

By creating the **commercial success** of the Grip (i.e., by purchasing the Grip for their own personal use and sharing their discovery with their friends), these customers are confirming the non-obviousness of my invention. In short, if the combination of the two features was obvious, the global golf grip industry would have recognized the need for the combination and either it (the global golf grip industry) or some other independent inventor would have disclosed it before me so that these satisfied customers would be talking about his/her grip instead of mine.

I have been warned and I am aware that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of my patent application or any patent issuing thereon. Accordingly, all statements made in this declaration which are made of my own

knowledge are true and all statements made in this declaration which are made on information and belief are believed by me to be true.

Declared this 5th day of October, 2005 in Monterey, California.

A handwritten signature in black ink, appearing to read 'R. Lee Miller', is written over a horizontal line.

R. LEE MILLER



Subj: **Feel Full Release Grips**
Date: 9/3/2005 9:26:28 P.M. Pacific Daylight Time
From: kwigginton@upsideeng.com
To: drfeel@feelwedges.com

Dr Feel,

I have tried your grips on my Cally BB 2004 4 wood and on my X-14 6 iron for several range testing sessions now so I think that I am able to provide you with some feedback.

A little background first...I am currently a 15 handicapper who has been struggling with consistent contact with the ball. This is especially frustrating since while in university I played to a 3 handicap, sure I'd see streaks of my former game but when you're only playing 2 times a month (due to family, work, etc.) it's hard to keep the feel intact. I have fairly small hands (wear a men's small glove) and always found normal grips a little too large for my liking as my hands never really felt 'comfortable' on the grip but when you play a lot you get used to it and you make it work.

I noticed that I was hitting the ball all over the place and that my ball had no pop to it, I wondered why so I had a friend video tape my swing. What I found was surprising, simply put I wasn't always releasing the club. I would hit one shot and it would have a huge cut and then the next my little fade was back and the ball would rocket off the face on a beautiful trajectory! I needed to figure how to do this all the time! So I started reading and determined that my grips were all a little oversized for my hands and that it was inhibiting me from releasing the club, what to do? I thought about ladies grips but I tried my wife's clubs and they felt too small all over and I found myself becoming very wristy, so while doing some web reading I came across your grips, I thought why not try them?

Well after 3 range sessions, I'm glad that I did. I'm hitting my 6 iron a solid 5 yards further than before but more importantly I'm hitting it straighter with that little fade again but most importantly it's more solid! I'm not losing distance because of a held off swing, I'm releasing through the shot and the ball reacts accordingly. Same with my 4 wood, I'm flying it 220 consistently now and they're landing in a 15 yard area whereas before I really didn't know where it would go, right, left or straight. Needless to say I'm impressed to date with these grips and I hope to get out and see what they're like on the course!

Thanks for making such an innovative product and for helping to make the game a little more enjoyable! Of course, if you'd like me to test out these grips on some of my other clubs, if you'd be willing to send me some samples I'd be willing to write another review!

cheers,

Kevin Wigginton
Project Controls
Upside Engineering Ltd.
409-10th Avenue SE
(403) 290-4723

Subj: **Release Grips and Natural Golf**
Date: 7/19/2004 6:50:06 AM Pacific Daylight Time
From: pulse211@comcast.net
To: RLMPHD@aol.com



Dear Lee,

I received the grips and have played with them for about two weeks. I am completely satisfied and more convinced than ever that they will help those golfers who employ the NG method. The whole NG concept is centered on the precept that the lead (left for RH golfers) hand hold the club in the fingers and set the clubface position for impact and (and this is the different part) that the trail hand hold the club like a hammer, allowing the arm and wrist to pivot or hinge, rather than rotate or roll.

The Release Grips completely facilitate and IMHO aid the NG'er in accomplishing this process comfortably and predictably. I am relatively new at golf and was struggling in all aspects until taking up NG. Now, I am actually starting to intentionally shape shots around trees and doglegs. Wow! Also, with my Release grips, my hands are virtually free of the pain from arthritis that my old overlapping grip caused me.

I must urge you therefore to get this news into your advertising somehow, with or without NG's corporate cooperation. If they won't help, simply use catch phrases like, "...will also help golfers who use employ single-plane swings or unconventional grips." NG'ers will immediately pick up on this and NG certainly does not have proprietary rights to those terms.

I picked up a set of Feel wedges on eBay and have been having fun playing with them. I am also considering a new driver, but need to work out more kinks in that part of my game first.

If you want to send some samples of your designer wedges, drivers and the Release Grips, I will see that they are placed in the Pro Shop at Northwood Country Club here in Meridian, MS. Or, if you prefer direct liaison, the club pro's name is Jimmy Gamblin (played golf for Ole Miss in the 60's).

Again, best of luck with all your product lines and thank you for your attention to my interest in your company.

Best wishes,
CDR D.C. Hastings, Jr. USN(ret.)
7490 Wildwood Circle
Meridian, MS 39305



Warren Small

From: <RLMPHD@aol.com>
To: <wessmall@redshift.com>
Cc: <LowandLow@aol.com>
Sent: Monday, September 19, 2005 3:22 PM
Subject: Re: Full Release Grips

In a message dated 6/15/2005 4:03:33 A.M. Pacific Daylight Time, ROYPortaPIN writes:

Dear Lee

Very pleased to confirm the safe arrival and receipt of the demo clubs and grips for which, many thanks.

I, obviously, have not yet had the opportunity to fully evaluate all of the clubs you sent me, however, I really did have to e-mail you regarding the performance of the Full Release Grip!

Congratulations Lee! What a revelation these grips are! I really do need to rethink everything! How do I get everybody in the UK to experience what I felt yesterday when I swung a club fitted with a Full Release Grip? I do not understand swing mechanics or the technical aspects of the game of golf. I, like most people I know, play golf because I enjoy it and the Full Release Grip increased my enjoyment more than any other single piece of golf equipment I have ever tried, I literally could not wait for the next shot. I really do need to get them in as many peoples hands as possible.

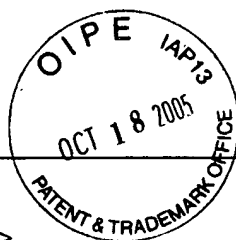
Be in touch!

Royston Le Grice
PinPoint Golf (Scotland)
*44 (0)1556 611904

Lee Miller

Lee Miller, PhD
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831-647-3110-P
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www.feelwedges.com
www.feelgolfgrips.com

9/20/2005

**Warren Small**

From: <RLMPHD@aol.com>
To: <wessmall@redshift.com>
Cc: <LowandLow@aol.com>
Sent: Monday, September 19, 2005 3:22 PM
Subject: ReGrips

6/15/05**Dear Feel Golf**

I wanted to drop you a note and tell you how surprised I was by your Full Release Grip.

I decided to bring some of your grips in to try with some of my more difficult students who had big slices that I just couldn't seem to correct. It really seemed to make it easier for them, they were able to hold the club in their fingers better and it really helped them hit it straighter and a little longer. I was very skeptical about using them myself. I figured since I didn't slice they couldn't possibly help me.

However I decided to try one just to see how bad it would be. Much to my surprise, after hitting about 20 shots they started to feel pretty good. So, I gripped my entire set and I am hitting the ball more consistently then before and have even picked up about half a club on my irons and I'm hitting it about 12 yards further off the tee.

Thank you for making such a new and good product.

Bob Rogers
PGA member

Lee Miller

Lee Miller, PhD
CEO
Feel Golf Co
1 Lower Ragsdale
Bldg. 3 Ste. 700
Monterey, CA 93940
USA
831-647-3110-P

9/20/2005

May 14, 2004

Feel Golf Group

1 Lower Ragsdale Drive, Building #3 Suite 700

Monterey, Ca. 93940

Dear Dave,

Three weeks ago I purchased two sets of Feel Grips from your advertisement on the golf channel.

The reason I purchased two sets was I was so impressed by the demonstration that I wanted my best friend to have a set if your claims were half true.

Well let me tell you I have never been more satisfied with this product and these grips are just what you said they were. I hit the ball straighter longer and more consistently than I have ever done before. I always had trouble with my grip. Believe me I tried the interlocking, ten fingers, overlapping grip but just could not get my fingers to feel comfortable on the clubs consistently. Now however it is a sense of joy to know that you can stand on the tee or over a shot and know that whatever you do it will not be the fault of your grips.

This past Thursday I played with my friends and they were amazed at the distance I was getting. They wanted to know what I had done. I told them I had regripped my woods and Irons from a commercial I had seen on the golf channel and what a difference it had made. They were amazed at the fact that I use to be behind them in distance but now I'm 25 yards further than they are consistently. I can feel where the head of the club is and what my grip feels like as I swing the club. After about five holes my riding partner asked me if he could take a look at the grips. I said yes and then he just smiled and said to the others hey man feel these grips. They said no wonder you are hitting the ball so far. They all wanted to know if they could go to goldsmiths or another outlet to get the name grips. I told them I didn't know I rather doubted it. Then they asked me what was the name of the company and would I please give it to them. I'm 64 years old and most of the group is 15 to 20 years younger than I am. But now I out drive them and all my Iron clubs I hit one less than what I use to hit.

Thanks to your product I feel consistently confident that I will reach my target distance is no longer a factor in my golf swing. The full release has lowered my scores and now I'm the tiger of my group thanks!

You probably can expect some new orders for feel grips in the very near future from my golfing club.

Sincerely,

Charles T. Brown

Captain U.S.Navy (retired)

Subj: **Fwd: Customer comments**
 Date: 9/19/2005 12:09:50 P.M. Pacific Daylight Time
 From: HeffnerGolfGroup
 To: RLMPHD

Customer comments

how about the long driver

Had the opportunity to provide a Demo 460cc T/S Shafted, Corded Full Release Grip to Zac Malone, as he attempted to qualify for the Long Drivers of America competition. His first drive with the Full Release Grip was 381 yards,,,next drive was 406 yards, and good enough to continue in this competition. He is a TRUE believer in the Full Release technology, and often suggested these grips for his OWN customers of a competing club manufacturer,,,,

Zac would ask a customer how often they played and practiced, the answers were all pretty standard, play one or two times a week, and at the driving range MAYBE once a week, his suggestion was, unless you were a PRO like he was, and hit 1,000 balls PER DAY, that the use of the Full Release Grips allowed you to focus on the game, and IMPROVE with every shot hit, without fear of the dreaded slice or hook,,,,

also outline the commercial aspect of being totally new, if wasn't technology would the shops be ordering etc, why is Watts and others willing to put up on their site or in their shops...give me the commercial comments side of it

How difficult is it to get into shops, sites, unless its a winner, etc

Generally EASY to get into shops and major retailers, ONCE they do realize that this is NEW technology, and a true benefit to their loyal customers. The golf business, as a whole has been soft of late, because of the lack of NEW and DIFFERENT products, the sophisticated buyers and consumers are constantly searching for the "edge."

This business is incredibly competitive from EVERY aspect. We provide a truly unique and beneficial product to the retailer and the player.

Once buyers realize that this is NOT just another grip, they understand it's commercial viability. There is not one golfer that would not benefit from use of these grips.

As with any "new" idea or concept, the "traditionalists" that dominate the golf industry landscape, are S L O W to embrace new technology,,, as was told to me by Jeff Gibson, PGA Professional and PGA Coordinator for all of Northern Florida,, "PGA Pros and the golf industry, was slow to accept the new Titanium Drivers, yet what do you think you would find in every golf pro's bag now",,, his feelings about the Full Release grips echo the same change in how we UNDERSTAND advancements in technology, and broad acceptance.

This product is sometimes pigeon holed into the "meat and potatoes" category of grips,,, the best success will occur when the consumer can actually swing a club, hit a ball, and SEE and feel the change a Full Release grip offers.

Progressive retailers WILL embrace new technology, that honestly, and relatively inexpensively, will have a positive impact on their customer's game.....

**Cheers,
Andy Heffner
Director of Business Development**



727.421.7697

**"Who needs fitness when you have the Best Equipment"
John Daly after winning the 2004 Buick Invitational**

Forwarded Message:

Subj:	Re: Customer comments
Date:	9/19/2005 11:26:02 A.M. Pacific Daylight Time
From:	<u>RLMPHD</u>
To:	<u>HeffnerGolfGroup</u>
<i>Right-click picture(s) to display picture options</i>	

In a message dated 9/19/2005 11:01:08 A.M. Pacific Daylight Time, HeffnerGolfGroup writes:

Customer comments
how about the long driver

also outline the commercial aspect of being totally new, if wasn't technology would the shops be ording etc, why is Watts and others willing to put up on their site or in their shops...give me the commercial comments side of it How difficult is is to get into shops, sites, unless its a winner, etc

Lee:

Here are comments and observations from the Florida Golf Expo.....

Man of 55 years with mild Parkinson's Disease,,, had been unable to control ball flight direction,,, until he tried the Full Release Grip,,,, straight as an arrow, with added yardage,, he was nearly in tears, and I wish I had a video of his appreciation to have "his" game back,,,

Comment made when gentleman of 70+ years FIRST ball off the tee was perfectly straight and relatively far,, "You haven't hit a ball like that since the sixties",,,

The key was to watch the faces and hear the comments of friends or family accompanying the Full Release Golf Grip user,,,, it was generally the same amazement, as to the flight of the ball, and the ease of the swing,,

We had to CONSTANTLY suggest that this was truly not a function of the club,, but of the Grip,,,,

Many golfers tried the grips, with their golfing buddies,,, again, for someone that "sprays" the ball around the course, this game improvement device, WORKS, and in most instances, immediately,,

The number of golfers that DO NOT attempt to use their Driver, because of control challenges, is staggering,,, we this saw first hand, golfers that tee off with an old 3 iron, just to be able to hit a fairway,,, now they can hit the center with added yardage,,,,

hope this helps,,,,

**Cheers,
Andy Heffner
Director of Business Development**



727.421.7697

**"Who needs fitness when you have the Best Equipment"
John Daly after winning the 2004 Buick Invitational**

Forwarded Message:

Subj: Customer comments Date: 9/19/2005 10:32:40 A.M. Pacific Daylight Time From: RLMPHD To: jzombola@yahoo.com CC: HeffnerGolfGroup

Fellows a week or so ago i'd asked for comments from your customers and users as to their sales and responses from customers

I need good glowing remarks to accompany a new patent application showing the acceptance of the Full Release grip's ability to improve a players game, that supersedes the old just plain reverse taper grip that was invented in the early 1970's

The Patent examiner (doesn't play golf)...doesn't see the difference from ours to the old Ballbuster grip of years ago
Yes ours has a flared end cap, a better design built into, reminder rib, etc

If ours is different and really helps the players and your customer sales, examiner wants to see the information
So I need this info today or Tuesday AM before 9 AM PST
You can write personal experience as told to you by some of the customers, users, etc

advise

Lee Miller

Lee Miller, PhD